



PATENT  
Customer No. 22,852  
Attorney Docket No. 02860.0756

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: )  
Tohru KIMURA et al. ) Group Art Unit: 2873  
Application No.: 10/714,614 ) Examiner: SUGARMAN, SCOTT J  
Filed: November 18, 2003 )  
For: OBJECTIVE LENS, OPTICAL ) Confirmation No.: 3670  
SYSTEM, AND OPTICAL PICKUP )  
APPARATUS )

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**TERMINAL DISCLAIMER**

Assignee, Konica Minolta Holdings, Inc., duly organized under the laws of Japan, and having its principal place of business at 6-1, Marunouchi, 1-chome, Chiyoda-ku, Tokyo, 100-0005, Japan, represents that it is the assignee of the entire right, title and interest in and to the above-identified application, Application No. 10/714,614, filed November 18, 2003, for OBJECTIVE LENS, OPTICAL SYSTEM, AND OPTICAL PICKUP APPARATUS in the names of Tohru KIMURA and Kazutaka NOGUCHI, as indicated by an Assignment duly recorded in the United States Patent and Trademark Office at Reel 014716, Frame 0988 on November 18, 2003. Konica Minolta Opto, Inc., duly organized under the laws of Japan, and having its principal place of business at

2970 Ishikawa-Machi, Hachioji-Shi, Tokyo, 192-8505, Japan, represents that it is a subsidiary of Assignee, Konica Minolta Holdings, Inc., and also represents that it is the assignee of the entire right, title and interest in and to Application No. 10/859,982, filed June 4, 2004, for OPTICAL SYSTEM FOR OPTICAL PICKUP APPARATUS, OPTICAL PICKUP APPARATUS, OPTICAL INFORMATION RECORDING AND/OR REPRODUCING APPARATUS AND ABERRATION-CORRECTING ELEMENT FOR OPTICAL PICKUP APPARATUS in the names of Tohru KIMURA, Nobuyoshi MORI, and Eiji NOMURA, as indicated by an Assignment duly recorded in the United States Patent and Trademark Office at Reel 015446, Frame 0113 on June 4, 2004.

To obviate a double patenting rejection, Assignee hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. §§ 154 to 156 and 173, as presently shortened by any terminal disclaimer, of any patent granted on Application No. 10/859,982, Assignee hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and any patent granted on Application No. 10/859,982 are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, Assignee does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. §§ 154 to 156 and 173 of any patent granted on Application No. 10/859,982, as presently shortened by any terminal disclaimer, in the event that any patent granted on Application No. 10/859,982 later

expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or in part, is terminally disclaimed under 37 C.F.R. § 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

In accordance with the fee schedule set forth in 37 C.F.R. § 1.20(d), the required fee of \$130.00 is being filed with this disclaimer.

If a check for the required fee is not filed concurrently herewith or if there are any additional fees due in connection with the filing of this Terminal Disclaimer, please charge the fees to our Deposit Account No. 06-0916. If a fee is required for an extension of time under 37 C.F.R. § 1.136 not accounted for above, such an extension is requested and the fee should also be charged to Deposit Account No. 06-0916

The undersigned is an attorney of record.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.

Dated: June 23, 2005

By:   
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David W. Hill  
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